

[illegible]

[illegible]

[illegible]

## **INSTRUCTIONS for “MD transport\_questions.xls”**

The information requested is to be provided on an electronic spreadsheet: “MD transport\_questions.xls”. This spreadsheet includes a few rows of example entries. Respondents should remove the example information before entering their own information. The number of spreadsheet rows which each ILEC and CLEC will be required to provide data on depends upon the number of transport routes for which each company has provisioned facilities. The electronic spreadsheets are set up in a manner that will allow the responses to be compiled, and queried in an efficient manner. For any additional questions concerning the spreadsheets or the information requested, contact Jason Cross at (410) 767-8055 or via e-mail at [jcross@psc.state.md.us](mailto:jcross@psc.state.md.us).

After completing the spreadsheets, please save them electronically in Microsoft Excel 97 with your company name replacing the word “question” in the title of the spreadsheet. For example “MD transport\_” should precede your company name (e.g., MD transport\_COMPANY NAME.xls”). File along with hard copy on 3.5 diskettes or compact disk by December 15, 2003. Please refer to the Commission Letter for detailed filing information.

**MD PSC Transport Questions**  
**(for both ILECs and CLECs)**  
**FCC Rules, Sections 51.319 (e) (1) and (2)**

Fill in the electronic spreadsheet "transport\_questions.xls" with the following information for each Maryland CLLI to CLLI (ILEC central office to ILEC central office) transport route for which your company has self-provisioned transport facilities. These facilities might be used to provide service to your company's own customers or by another carrier to provide service to its customers. For purposes of this question, "transport facilities" (a) does not include unbundled facilities obtained from ILECs, and (b) does include dark fiber. A transport route between two points may pass through two or more intermediate wire centers or switches. Note: complete spreadsheet rows once for transport route pair (e.g., for a transport route between Laurel and Bethesda, complete spreadsheet rows for either CITYMDXX to CITYMDZZ or for CITYMDZZ to CITYMDXX, but not for both).

- 1) Collocation arrangement CLLI code (e.g., CITYMDXX). (*Column A*)
- 2) Collocation arrangement street address (e.g., 6 St Paul St) (*Column B*)
- 3) Collocation arrangement city (e.g., Baltimore). (*Column C*)
- 4) Collocation arrangement state (i.e., MD). (*Column D*)
- 5) Collocation arrangement five digit zip code (e.g., 21202). (*Column E*)
- 6) Collocation arrangement vertical coordinate. This is a four- or five-digit number related to the geographic location of a switching entity found in table 7 of the Local Exchange Routing Guider (LERG7). This should not be confused with the Rate Center found in Table 8 of the LERG (LERG8). (*Column F*)
- 7) Collocation arrangement horizontal coordinate. See note above. (*Column G*)
- 8) Type of collocation arrangement (caged, cageless, or virtual). (*Columns H – J*)
- 9) The number of transport circuits connecting the collocation facilities at each end of the route. (*Column K*)
- 10) Dedicated transport type (dark fiber, DS1, DS3). (*Columns L – N*)
- 11) The number of dark fibers, the number of DS1 level transport circuits, and/or the number of DS3 level transport circuits. (*Columns O – Q*)
- 12) Connected collocation CLLI code (e.g., CITYMDZZ). (*Column R*)
- 13) Connected collocation arrangement street address (e.g., 6 St Paul). (*Column S*)
- 14) Connected collocation arrangement city (e.g., Baltimore). (*Column T*)

**MD PSC Transport Questions (con't)**

**Page 2**

- 15) Connected collocation arrangement state (i.e., MD). (*Column U*)
- 16) Connected collocation arrangement five digit zip code. (e.g., 21202). (*Column V*)
- 17) Connected collocation arrangement V coordinate (e.g., 4600). (*Column W*)
- 18) Connected collocation arrangement H coordinate (e.g., 1600). (*Column X*)
- 19) Is this transport facility used to provide service to your own retail customers? (*Column Y*)
- 20) Is this transport facility used by another carrier to provide service to its customers? (*Column Z*)

In the Matter of the Implementation of the \*  
Federal Communication Commission's \*  
Triennial Review Order. \*

Case No. 8983

### VERIFICATION

State of .....

County of .....

..... verifies and states: I  
(name)

am the ..... of .....  
(Title of Respondent) (Name of Reporting Company)

I am familiar with the preparation of the foregoing information and know generally the contents  
thereof. Said information consists of .....  
(Identification of the Information)

.....  
.....

is true and correct to the best of my knowledge and belief. As to matters not actually stated  
upon my knowledge, the sources of my information and the grounds for my belief are as follows:

.....  
.....  
.....  
.....

.....  
Signature

Fill in the electronic spreadsheet "MD transport\_questions.xls" with the following information for each Maryland State CLU) to CLU) (ILEC central office to ILEC central office) transport route for which your company has self-provisioned transport facilities. These facilities might be used to provide service to your company's own customers or by another carrier to provide service to its customers. For purposes of this question, "transport facilities" (a) does not include unbundled facilities obtained from ILECs, and (b) does include dark fiber. A transport route between two points may pass through two or more intermediate wire centers or switches. Note: complete spreadsheet rows once for transport route pair (e.g., for a transport route between Laurel and Bethesda, complete spreadsheet rows for either LaurelMDXX to BethesdaMDZZ or for BethesdaMDZZ to LaurelMDXX, but not for both)

For each transport r  
Arrangement (i.e., f  
CITYM!  
=====

Company Name Goes Here							Enter "X" if applicable	Enter "X" if applicable	Enter "X" if applicable		Enter "X" if applicable
Collocation arrangement ILEC central office CLLI code	Collocation arrangement street address	Collocation arrangement city	Collocation arrangement state	Collocation arrangement five digit zip code	Collocation arrangement vertical coordinate	Collocation arrangement horizontal coordinate	Type of collocation arrangement (caged)	Type of collocation arrangement (cageless)	Type of collocation arrangement (virtual)	The number of transport circuits connecting the collocation facilities at each end of the route	Dedicated transport type (dark fiber)
A	B	C	D	E	F	G	H	I	J	K	L
note: delete this row and example rows below before adding your own company information							note: delete this row and example rows below before adding your own company information				
CITY MDXX	Park Ave	Baltimore	MD	08625	4620	1632	X			3	
CITY MDXX	Park Ave	Baltimore	MD	08625	4620	1632	X			3	X
CITY MDXX	Park Ave	Baltimore	MD	08625	4620	1632	X			3	
CITY MDXX	6 St Paul St	Baltimore	MD	07102	4600	1600		X		2	X
CITY MDXX	6 St Paul St	Baltimore	MD	07102	4600	1600		X		2	



route to a connected Collocation  
or each CLLI to CLLI pair) (e.g.,  
XXX to CITYMOZZ)

=====

Enter "X" if applicable	Enter "X" if applicable	Dedicated transport type (DS1)	Dedicated transport type (DS3)	The number of dark fibers	The number of DS1 level transport circuits	The number of DS3 level transport circuits	Connected collocation CLLI code	Connected collocation arrangement street address	Connected collocation arrangement city	Connected collocation arrangement state	Connected collocation arrangement five digit zip code	Connected collocation arrangement vertical coordinate	Connected collocation arrangement horizontal coordinate	Is this transport facility used to provide service to your own retail customers?	Enter "Y" if yes, blank if no	Is this transport facility used by another carrier to provide service to its customers?	Enter "Y" if yes, blank if no
M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z				
X		8	4	1			B	S	I	U	Y	W	X	Y		Y	
X		8	3	2										Y			
	X	8	2	1										Y		Y	
X		8	3	2										Y			
X		8	1	1										Y			

note: delete this row and example rows below before adding your own company information

8983

STATE OF MARYLAND



## PUBLIC SERVICE COMMISSION

October 3, 2003

**NOTICE REGARDING IMPLEMENTATION ISSUES OF THE  
FEDERAL COMMUNICATIONS COMMISSION'S  
TRIENNIAL REVIEW ORDER**

To All Maryland Telecommunications Carriers:

On August 21, 2003, the Federal Communications Commission ("FCC") released its *Triennial Review Order*,<sup>1</sup> in which it adopted new network unbundling requirements and rules establishing a new standard for determining the existence of impairment under section 251(d)(2) of the Telecommunications Act of 1996<sup>2</sup>. The *Triennial Review Order* was published in the Federal Register on September 2, 2003 (Vol. 68, No. 169, 52276-52306) and becomes effective on October 2, 2003.

As part of its impairment analysis of specific unbundling requirements, the FCC considered whether impairment varied geographically throughout the country. In those instances where geographic distinctions did not exist, the FCC found that national unbundling rule(s) would be appropriate. However, where the FCC found that geographic differences might affect its implementation of an unbundling requirement in different areas of the country, the FCC indicated that it would delegate its authority under section 251(d)(2) to state commissions. Pursuant to its delegation, the state commissions are required to undertake analyses set forth in the *Triennial Review Order* pertaining to an ILEC's unbundling obligations for certain elements in particular geographic markets, thereby ensuring that the FCC's unbundling rules are implemented on the most accurate level possible. The delegated authority is limited with respect to the specific areas and network elements identified in the *Triennial Review Order*.

FILED

OCT 03 2003

PUBLIC SERVICE COMM.  
OF MARYLAND

<sup>1</sup> In the Matters of the Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Deployment of Wireline Services Offering Advances Telecommunications Capability, *Report and Order on Remand and Further Notice of Proposed Rulemaking*, CC Docket Nos. 01-338, 96-98, and 98-147, FCC 03-36, rel. Aug. 21, 2003. ("Triennial Review Order").

<sup>2</sup> 42 U.S.C. 251(d)(2).



The FCC has delegated authority to conduct impairment analyses with respect to various unbundling requirements for both the Enterprise Market and Mass Market. In the *Triennial Review Order*, the FCC makes a national finding that competitive local exchange carriers ("CLECs") are not impaired without access to unbundled local circuit switching when serving DS1 and above enterprise customers. State commissions may rebut this presumption on a geographically specific basis by petitioning the FCC within 90 days of the *Triennial Review Order's* effective date based upon a granular review of specifically enumerated operational and economic criteria. Additionally, the FCC has established a second timeframe concluding nine months from the effective date of the *Triennial Review Order*, in which time state commission are required to either make factual findings or petition the FCC to rebut an impairment finding.

With respect to the Enterprise Market the FCC has delegated to state commissions the authority to make findings of fact and identify on a more granular scale where carriers are not impaired without access to an ILEC's unbundled high-capacity loops and dark fiber loops; or unbundled transport at a specific capacity, i.e., DS1, DS3, and dark fiber transport. State commissions are required to issue their finding pertaining to Enterprise Market loops and transport within nine months of the *Triennial Review Order's* effective date. With respect to the Mass Market, the FCC has found that on a national level CLECs are impaired without access to unbundled local circuit switching when serving mass market customers. State commission may rebut this finding on a geographically specific basis by petitioning the FCC within nine months of the *Triennial Review Order's* effective date based upon a granular review of specifically enumerated operational and economic criteria. Furthermore, within nine months of the *Triennial Review Order's* effective date state commissions are requested to approve and implement a batch cut migration process or, in the alternative, to issue detailed findings that a batch cut process is unnecessary in a particular market because the ILEC's hot cut processes do not give rise to impairment in that market.

In order to provide sufficient time for the Commission to make the necessary findings and determinations as whether it should take any action with respect to the rebuttable impairment findings of the FCC, the Commission establishes timeframes by which carriers wishing to contest the FCC's rebuttable impairment findings may file a petition with the Commission. Therefore, the Commission directs any carrier wishing to challenge any of the FCC's rebuttable findings of impairment to file a formal petition with the Commission on or before the following dates:

Petitions challenging the FCC's  
Enterprise Market Switching -  
Impairment finding

October 17, 2003<sup>3</sup>

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<sup>3</sup> In the event a petition in this matter is filed and hearings are necessary, the Commission has reserved the dates of November 24, 25 and 26, 2003 for those hearings. All interested persons are directed to do the same in the event a proceeding is docketed.

Petitions challenging the FCC's  
Enterprise Market Loops; Enterprise  
Market Transport, or Mass Market  
Switching impairment findings

October 31, 2003<sup>4</sup>

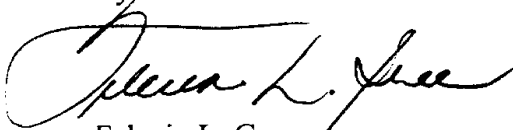
Each petition filed with the Commission shall include: the direct testimony of the filing party; identify the specific market to which the challenge(s) applies; and contain comprehensive and empirical evidence sufficient to support its allegation(s) that the FCC's finding(s) should be rebutted. Upon receipt of a petition and associated documentation, the Commission shall docket a proceeding immediately, and the discovery process shall commence. Furthermore, the Commission directs that responses to discovery shall be made within five (5) business days of the discovery request.

If a petition challenging the FCC's Enterprise Market switching impairment finding is received by the Commission on October 17, 2003, the Commission shall convene a pre-hearing conference on that matter on Monday, October 20, 2003 at 10:00 a.m. Petitions for intervention shall be filed by October 20, 2003. Likewise, if the Commission receives a petition challenging any of the nine-month impairment issues within the timeframe indicted, the Commission shall convene a pre-hearing conference on Wednesday, November 5, 2003 at 10:30 a.m. Petitions for intervention in this matter shall be filed with the Commission by November 4, 2003. All pre-hearing conferences shall be held in the Commission's 16<sup>th</sup> Floor Hearing Room in the William Donald Schaefer Tower, 6 St. Paul Street, Baltimore, Maryland 21202.

All filings made in accordance with this Notice should be addressed to the attention of Felecia L. Greer, Executive Secretary, Public Service Commission of Maryland, William Donald Schaefer Tower, 6 St. Paul Street, 16<sup>th</sup> Floor, Baltimore, Maryland 21202. Each filing should consist of an original and 14 copies and include an electronic version of the filing.

If no party challenges the FCC's findings, the Commission may determine that no further action is necessary, and that there is no need to pursue challenges of the FCC's impairment findings.

By Direction of the Commission,



Felecia L. Greer  
Executive Secretary

FLG:nrm

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<sup>4</sup> In the event a petition pertaining to any of the nine-month issues is filed and hearings are necessary, the Commission has reserved the dates of March 22 through 26, 2004. All interested parties are directed to reserve these dates accordingly.

8083  
STATE OF MARYLAND  
PUBLIC SERVICE COMMISSION



FILED

NOV 17 2003

PUBLIC SERVICE COMM.  
OF MARYLAND

ORDER NO. 78791

IN THE MATTER OF THE  
IMPLEMENTATION OF THE  
FEDERAL COMMUNICATION  
COMMISSION'S TRIENNIAL  
REVIEW ORDER.

\*  
\*  
\*  
\*

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF MARYLAND

CASE NO. 8983

PROTECTIVE ORDER

The purpose of this Protective Order ("Order") is to facilitate the disclosure of documents and information during the course of these proceedings and to protect Proprietary or Confidential Information. Access to and review of Proprietary or Confidential Information by the parties to this proceeding, and such other proceedings as the Commission may later direct, shall be strictly controlled by the terms of this Order to prevent unwarranted disclosure.

1. Confidential Information. All correspondence, documents, data, information, studies, methodologies and other materials submitted to the Commission in the course of this proceeding or furnished to the Commission or any party pursuant to any requests for information, subpoenas or other modes of discovery (formal or informal), and including depositions, and other requests for information, that are claimed to be proprietary or confidential (herein referred to as "Confidential Information"), shall be so marked by the designating party by stamping the same with a "Confidential" or "Proprietary" designation. In addition, all notes or other materials that refer to, derive from, or otherwise contain a parties Confidential Information will be marked by the receiving party as "Confidential" or "Proprietary".

2. Non-Disclosure. Except with the prior written consent of the person originally designating a document as "Confidential" or "Proprietary", all persons who may be entitled to review, or who are afforded access to any Confidential Information by reason of this Order shall neither use nor disclose the Confidential Information for purposes of business or competition, or any purpose other than the purpose of preparation for and conduct of proceedings in the above-captioned docket before the Public Service Commission of Maryland, and all subsequent appeals, and shall keep the Confidential Information secure as confidential or proprietary information and in accordance with the purposes, intent and requirements of this Order.

STATE OF MARYLAND  
PUBLIC SERVICE COMMISSION

3. Persons Entitled to Review. Notwithstanding paragraph 2, stamped confidential documents may be disclosed subject to the provisions of subparagraph (a), to the following persons if disclosure is reasonably necessary for such persons to render professional services in this proceeding: counsel of record for parties that may participate in this proceeding, including in-house counsel who are actively engaged in the conduct of this proceeding; partners, associates, secretaries, paralegal assistants, and employees of such counsel; outside consultants or experts retained to render professional services in this proceeding, provided that they are under the supervision of the counsel of record; and in-house economists and regulatory analysts rendering professional services in this proceeding, provided that they are under the supervision of the counsel of record. Such documents may also be disclosed to relevant employees of regulatory agencies, Commission employees involved in this proceeding, and to any person designated by the Commission in the interest of justice, upon such terms as the Commission may deem proper.

(a) Notwithstanding any other provision of this order, before any disclosure shall occur, any individual (other than a Commission employee) to whom confidential information is disclosed must certify in writing that he/she has read and understands this Order, agrees to abide by its terms, and understands that unauthorized disclosures of the stamped confidential documents are prohibited. A copy of each such certification shall be provided to the party that designated the information confidential and shall be filed with the Commission. (*See Attachment A for a Certification.*)

4. Commission Treatment of Confidential Information. If confidential documents are submitted to the Commission in accordance with paragraph 1, the materials shall remain sealed while in the Secretary's office or such other place as the Commission may designate so long as they retain their status as Confidential Information. The Commission may, *sua sponte* or by petition, determine that all or part of the information claimed by the producing party to be confidential is not entitled to such treatment.

5. Use. Persons obtaining access to stamped Confidential Information under this Order shall use the information only in the conduct of this proceeding and any judicial proceeding arising there from, and shall not use such information for any other purpose, including business, governmental, commercial, or other administrative or judicial proceedings. Persons obtaining access to Confidential Information under the terms of this order may disclose, describe, or discuss the Confidential Information in any pleading filed in this proceeding, provided that such pleading is stamped "Confidential" or "Proprietary" and filed under seal, and provided that a separate public version is filed in which all confidential information is redacted. Persons filing pleadings under seal based on Confidential Information provided by others shall serve such pleadings by hand or overnight delivery only upon each party having signed and filed a Certification in accordance with paragraph 3a.

STATE OF MARYLAND  
PUBLIC SERVICE COMMISSION

6. Subpoena by Courts or Other Agencies. If a court or another administrative agency subpoenas or orders production of stamped Confidential Information which a party has obtained under terms of this Order, such party shall promptly notify the party and any other person who designated the document as confidential of the pendency of such subpoena or order.

7. Client Consultation. Nothing in this order shall prevent or otherwise restrict counsel from rendering advice to their clients regarding this proceeding in which a confidential document is submitted and, in the course thereof, relying generally on examination of stamped confidential documents submitted in that proceeding; provided, however, that in rendering such advice and otherwise communicating with such client, counsel shall not make specific disclosure of any item so designated except pursuant to the procedures of paragraph 3 above.

8. Non-Termination. The provisions of this order shall not terminate at the conclusion of this proceeding.

9. Modification Permitted. Nothing in this order shall prevent any party or other person from seeking modification of this order.

10. Responsibility of Attorneys. The attorneys of record are responsible for employing reasonable measures to control, consistent with this order, duplication of, access to, and distribution of copies of stamped confidential documents. Parties shall not duplicate any stamped confidential document except working copies and for purposes of filing at the Commission under seal.

11. Return of Confidential Documents. Within two weeks after final resolution of this proceeding (which includes administrative or judicial review), parties that have received stamped confidential documents shall either return all copies of such documents in their possession to the party that submitted the documents, or destroy all such confidential documents.

12. Penalties. In addition to any other penalties or remedies authorized under the Public Utility Companies Article, Md. Ann. Code, the Commission's rules, the common law or other source of law, any failure to abide by the terms of this order may result in dismissal of a party's pleadings, civil penalty, or possible referral to the Attorney Grievance Commission for censure, suspension, or disbarment of the attorneys involved.

STATE OF MARYLAND  
PUBLIC SERVICE COMMISSION

In the Matter of the Implementation of the       \*  
Federal Communication Commission's       \*  
Triennial Review Order.       \*

Case No. 8983

**PROTECTIVE ORDER CERTIFICATION**

I hereby certify that I have read the Protective Order issued in this proceeding and understand that it and this Certification deal with the treatment of Confidential Information. I agree to be bound by, and to comply with, the terms and conditions of said Protective Order as a condition of access to the Confidential Information. Further, I understand, in particular, that unauthorized disclosure, or the use of the Confidential Information for competitive commercial or business purposes, will constitute a violation of this Protective Order.

I hereby declare that the signed original Protective Order Certification has been filed with the Commission, and that a copy of the filing has been provided to all parties of record in the above-captioned proceeding.

\_\_\_\_\_  
**PRINT Name**

\_\_\_\_\_  
Employer/Party Representing

\_\_\_\_\_  
Job Title

\_\_\_\_\_  
Business Address  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date



- |     |  |      |   |
|-----|--|------|---|
| 49. | Cypress Communications Operating Company, Inc.                     | 78.  | Intrado Communications Inc.   |
| 50. | Dark Air Corporation   | 79.  | Jones Telecommunications of Maryland d/b/a Comcast Communications of Maryland, Inc. |
| 51. | DIECA Communications, Inc. d/b/a Covad Communications Company      | 80.  | KMC Telecom III, Inc.   |
| 52. | Dominion Telecom, Inc.   | 81.  | KMC Data, LLC   |
| 53. | dPi-Teleconnect, L.L.C.  | 82.  | KMC Telecom V, Inc.   |
| 54. | DSLnet Communications, LLC   | 83.  | Laurel Telecommunications Corporation   |
| 55. | East Coast Communications, Inc. d/b/a Maryland Single Source, Inc. | 84.  | LCI International Telecom Corp.   |
| 56. | EGIX Network Services, Inc.  | 85.  | Level 3 Communications, LLC   |
| 57. | El Paso Networks, LLC  | 86.  | LightWave Communications, LLC   |
| 58. | Epana Networks, Inc.   | 87.  | Lightyear Communications of Maryland, Inc. a/k/a Lightyear Communications, Inc.     |
| 59. | Ernest Communications, Inc.  | 88.  | Line Systems, Inc.  |
| 60. | Essex Acquisition Corporation                                      | 89.  | Listing Services Solutions, Inc.  |
| 61. | Everest Broadband Networks of Maryland, Inc.                       | 90.  | Looking Glass Networks, Inc.  |
| 62. | Excel Telecommunications, Inc.                                     | 91.  | Maxcess, Inc.   |
| 63. | EZ Talk Communications, LLC  | 92.  | McGraw Communications, Inc.   |
| 64. | FiberNet, LLC  | 93.  | MCI WORLDCOM Communications, Inc.   |
| 65. | Focal Communications Corporation of the Mid-Atlantic               | 94.  | MCImetro ACCESS TRANSMISSION SERVICES, L.L.C.                                       |
| 66. | Global Crossing Local Services, Inc.                               | 95.  | McLeodUSA Telecommunications Services, Inc.   |
| 67. | Global Crossing Telemanagement, Inc.                               | 96.  | Metro Teleconnect Companies, Inc. a/k/a Cellular Rentals, Inc.                      |
| 68. | Global Link Communications, LLC                                    | 97.  | Metropolitan Telecommunications of Maryland, Inc. d/b/a MetTel                      |
| 69. | Global NAPS South, Inc.  | 98.  | Mountain Communications, LLC d/b/a Procom   |
| 70. | GoBeam Services, Inc.  | 99.  | Net2000 Communications Services, Inc.   |
| 71. | Granite Telecommunications, LLC                                    | 100. | New Century Telecom, Inc.   |
| 72. | GTE Communications Corporation                                     |      |   |
| 73. | HJN Telecom, Inc.  |      |   |
| 74. | ICG Telecom Group, Inc.  |      |   |
| 75. | IDS Telcom LLC   |      |   |
| 76. | IDT America, Corp.   |      |   |
| 77. | Intermedia Communications, Inc.                                    |      |   |

- |   |   |
|---|---|
| 101. New Edge Network, Inc. d/b/a New Edge Networks | 131. Trans National Communications International,               |
| 102. New Frontiers Telecommunications, Inc.         | 132. TRI-M Communications, Inc. DBA TMC COMMUNICATIONS          |
| 103. NOS Communications, Inc.                       | 133. Unified Messaging Services, Inc. d/b/a Single Source, Inc. |
| 104. Ntegrity Telecontent Services                  | 134. United Systems Access Telecom, Inc.                        |
| 105. NTERA, INC.                                    | 135. Universal Access, Inc.                                     |
| 106. NUI Telecom, Inc.                              | 136. urbanpIpe Baltimore, LLC                                   |
| 107. One Star Long Distance, Inc.                   | 137. US LEC of Maryland   |
| 108. OnFiber Carrier Services, Inc.                 | 138. US TelePacific Corp. d/b/a TelePacific Communications      |
| 109. OpenBand of Maryland, LLC                      | 139. VarTec Telecom, Inc.                                       |
| 110. PaeTec Communications, Inc.                    | 140. VDL, Inc. d/b/a Global Telecom Brokers                     |
| 111. PNG Telecommunications, Inc.                   | 141. Verizon Maryland Inc.                                      |
| 112. Premiere Network Services, Inc.                | 142. VIC-RMTS-DC, LLC d/b/a Verizon Avenue                      |
| 113. Primus Telecommunications, Inc.                | 143. Wholesale Carrier Services, Inc.                           |
| 114. Quantum Telecommunications, Inc.               | 144. Williams Local Network, LLC                                |
| 115. QuantumShift Communications, Inc.              | 145. Winstar Communications, LLC                                |
| 116. Qwest Communications Corporation               | 146. XO Maryland, L.L.C.  |
| 117. Qwest Interprise America, Inc.                 | 147. Xspedius Management Co. of Maryland, LLC                   |
| 118. RCN Telecom Services, Inc.                     | 148. Xspedius Management Co. Switched Services, LLC             |
| 119. SBC Telecom, Inc.                              | 149. Xtel Communications, Inc.                                  |
| 120. SmartStop, Inc.                                | 150. Yipes Enterprise Services, Inc.                            |
| 121. SNiP Link, LLC                                 | 151. Zone Telecom, Inc.   |
| 122. Spectrotel, Inc.                               | 152. Z-Tel Communications, Inc.                                 |
| 123. Sprint Communications Company L.P.             |   |
| 124. Starpower Communications, LLC                  |   |
| 125. Stickdog Telecom, Inc.                         |   |
| 126. Talk America Inc.                              |   |
| 127. TalkingNets Holding, LLC                       |   |
| 128. TCG Maryland                                   |   |
| 129. Telephone Company of Central Florida, Inc.     |   |
| 130. TMC Communications of Delaware, Inc.           |   |

**Case No. 8983**

**MDPSC's Initial Data Request sent to the  
Following Maryland Local Exchange Telephone Companies**

- |  |   |
|--|---|
| 1. 1-800-RECONEX, Inc.   | 25. Business Telecom, Inc. d/b/a BTI                                  |
| 2. A.R.C. Networks, Inc. d/b/a InfoHighway                         | 26. Cable & Wireless, USA, Inc.                                       |
| 3. AboveNet Communications, Inc.                                   | 27. Capital Telecommunications, Inc.                                  |
| 4. Access Point, Inc.  | 28. Capsule Communications, Inc.                                      |
| 5. ACN Communication Services, Inc.                                | 29. CAT Communications International, Inc. d/b/a CCI                  |
| 6. Adelphia Business Solutions Operations, Inc.                    | 30. Cavalier Telephone Mid-Atlantic, LLC                              |
| 7. Affinity Network, Inc.  | 31. CCCMD, Inc. d/b/a Connect!  |
| 8. Allegiance Telecom of Maryland, Inc.                            | 32. CIMCO Communications, Inc.  |
| 9. Allied Riser of Maryland, Inc.                                  | 33. City Signal Communications, Inc.                                  |
| 10. Alticom, Inc.  | 34. CityNet Telecom, Inc.   |
| 11. American Fiber Network, Inc.                                   | 35. Claricom Networks, Inc. d/b/a Staples Communications-Networks     |
| 12. American Telecharge, Inc.                                      | 36. CloseCall America, Inc.   |
| 13. AmeriVision Communications, Inc. d/b/a Lifeline Communications | 37. CM Tel (USA) LLC  |
| 14. Apartment Communications, Inc. d/b/a Iciviti Communications    | 38. Comcast Business Communications, Inc. d/b/a Comcast Long Distance |
| 15. Armstrong Telecommunications, Inc.                             | 39. Comcast Phone of Maryland, Inc. d/b/a Comcast Digital Phone       |
| 16. Armstrong Telephone Company                                    | 40. Comcast Telephony Communications of Maryland, Inc.                |
| 17. AT&T Communications of Maryland, Inc.                          | 41. Comm South Companies, Inc.  |
| 18. ATX Licensing, Inc.  | 42. Conectiv Communications, Inc.                                     |
| 19. Ax Telecommunications, Inc.                                    | 43. Core Communications, Inc.   |
| 20. Balpri Communications, Inc.                                    | 44. CoreComm Maryland, Inc.   |
| 21. Baltimore-Washington Telephone Company                         | 45. CoreTel Maryland, Inc.  |
| 22. Broadview Networks, Inc.                                       | 46. Covista, Inc.   |
| 23. Budget Phone, Inc.   | 47. Cox Maryland Telcom, L.L.C.                                       |
| 24. BullsEye Telecom, Inc.   | 48. CTC Communications Corp.  |

**Case No. 8983**

**Responses to the MDPSC's Initial Data Request  
Received From**

- |   |   |
|---|---|
| 1. 1-800-RECONEX Inc., d/b/a USTel                                    | 27. Comcast Telephony Communications of Maryland, Inc.                                      |
| 2. A.R.C. Networks, Inc.  | 28. Comm South Companies, Inc.  |
| 3. AboveNet Communications, Inc.                                      | 29. Core Communications, Inc.   |
| 4. ACN Communication Services, Inc.                                   | 30. Covad Communications Company  |
| 5. Affinity Network, Inc.   | 31. Covista Communications  |
| 6. Allegiance Telecom of Maryland, Inc.                               | 32. Cox Maryland Telcom, L.L.C.   |
| 7. Allied Riser of Maryland, Inc.                                     | 33. CTC Communications Corp.  |
| 8. American Fiber Network, Inc.                                       | 34. Dominion Telecom, Inc.  |
| 9. American Telecharge, Inc.  | 35. DSLnet Communications, LLC  |
| 10. AmeriVision Communications, Inc.<br>d/b/a Lifeline Communications | 36. EGIX Network Service, Inc.  |
| 11. Armstrong Telecommunications, Inc.                                | 37. El Paso Networks, LLC   |
| 12. Armstrong Telephone Company                                       | 38. Ernest Communications   |
| 13. AT&T Communications of Maryland                                   | 39. Essex Acquisition Corporation   |
| 14. ATX Licensing, Inc.   | 40. Everest Broadband Networks  |
| 15. Baltimore-Washington Telephone Company                            | 41. Excel Telecommunications, Inc.  |
| 16. Broadview Networks, Inc.  | 42. FibertNet, LLC  |
| 17. Budget Phone, Inc.  | 43. Global Crossing Local Services, Inc.  |
| 18. Business Telecom, Inc. d/b/a BTI                                  | 44. Global Crossing Telemanagement, Inc.  |
| 19. Cable & Wireless, USA, Inc.                                       | 45. Global Link Communications, LLC   |
| 20. Capital Telecommunications, Inc.                                  | 46. GoBeam Services, Inc.   |
| 21. Cavalier Telephone Mid-Atlantic, LLC                              | 47. Granite Telecommunications, LLC   |
| 22. CIMCO Communications, Inc.  | 48. IDS Telcom LLC  |
| 23. CityNet Telecommunications, Inc.                                  | 49. IDT America, Corp.  |
| 24. CloseCall America, Inc.   | 50. Intermedia Communications, Inc. (see<br>MCI Worldcom, Inc. data)                        |
| 25. Comcast Business Communications,<br>Inc.                          | 51. Intrado Communications Inc.   |
| 26. Comcast Phone of Maryland, Inc. d/b/a<br>Comcast Digital Phone    | 52. Jones Telecommunications of<br>Maryland, Inc. dba Comcast<br>Communications of Maryland |

53. Laurel Communications Corporation
54. Level 3 Communications, LLC
55. Lightyear Communications of Maryland, Inc.
56. Line System's Inc.
57. Looking Glass Networks, Inc.  
(switching & transport responses)
58. McGraw Communications, Inc.
59. MCI WorldCom, Inc.
60. MCI metro ACCESS TRANSMISSION SERVICES, L.L.C. (see MCI WorldCom, Inc. data)
61. McLeodUSA Telecommunicatins Services, Inc.
62. Metropolitan Telecommunications of Maryland, Inc. d/b/a MetTel
63. Metro Teleconnect Companies, Inc.
64. Mountain Communications, LLC d/b/a Procom
65. New Frontiers Telecommunications, Inc.
66. NOS Communications, Inc.
67. Ntegrity Telecontent Service
68. NUI Telecom, Inc.
69. One Star Long Distance, Inc.
70. OnFiber Carrier Services
71. OpenBand of Maryland, LLC
72. PAETEC Communications, Inc.
73. PNG Telecommunications, Inc. d/b/a PowerNet Global Communications
74. Primus Telecommunications, Inc.
75. Quantum Telecommunications, Inc.
76. Qwest Communications Corporation
77. Qwest Interprise America, Inc.
78. RCN Telecom Services, Inc.
79. SBC Telecom, Inc.
80. Spectrotel
81. Sprint Communications Company L.P.  
(transport responses only)
82. Starpower Communications, LLC
83. Talk America Inc.
84. TCG Maryland
85. Telephone Company of Central Florida, Inc.
86. Trans National Communications International, Inc.
87. Unified Messaging Services, Inc. d/b/a Single Source, Inc.
88. United Systems Access Telecom, Inc.
89. Universal Access, Inc.
90. US LEC of Maryland Inc.
91. US TelePacific Corp. d/b/a TelePacific Communications
92. VarTec Telecom, Inc.
93. Verizon Maryland Inc.
94. VIC-RMTS-DC, LLC d/b/a Verizon Avenue
95. WilTel Local Network, LLC (loop responses only)
96. XO Maryland, Inc.
97. Xspedius Management Co. of Maryland LLC
98. Xspedius Management Co. Switched Services, LLC
99. Yipes Enterprise Services, Inc.
100. Zone Telecom, Inc.
101. Z-Tel Communications, Inc.



**Case Jacket****Case Number: 8983****Date Filed: 10/31/2003****IN THE MATTER OF THE IMPLEMENTATION OF THE FEDERAL COMMUNICATIONS COMMISSION'S  
TRIENNIAL REVIEW ORDER**

- |           |   |            |
|-----------|---|------------|
| <u>1</u>  | The Commission - Notice to All Maryland Telecommunications Carriers regarding Implementation Issues of the Federal Communication Commission's Triennial Review Order. Case No. 8983.  | 10/03/2003 |
| <u>2</u>  | Verizon Maryland Inc. - its Petition and the Testimony of John R. Gilbert and Carlo Michael Peduto, II and associated Attachments relating to the FCC's Triennial Review Order. (Attachments - CONFIDENTIAL). Case No. 8983. <u>See more.</u> | 10/31/2003 |
| <u>3</u>  | United States Department of Defense and all Other Federal Executive Agencies (DoD/FEA) - Petition for Leave to Intervene. Case No. 8983.  | 11/04/2003 |
| <u>4</u>  | Sprint Communications Company L.P. - Petition for Intervention. Case No. 8983.  | 11/04/2003 |
| <u>5</u>  | MCImetro ACCESS TRANSMISSION SERVICES, L.L.C., MCI WORLDCOM Communications, Inc. and Intermedia Communications, Inc. - Petition for Intervention. Case No. 8983.  | 11/04/2003 |
| <u>6</u>  | Cable Telecommunications Association of Maryland, Delaware and the District of Columbia, Inc. - Petition to Intervene. Case No. 8983.   | 11/04/2003 |
| <u>7</u>  | Allegiance Telecom, Inc. d/b/a Allegiance Telecom of Maryland, Inc. - Petition for Leave to Intervene. Case No. 8983.   | 11/04/2003 |
| <u>8</u>  | Covad Communications Company - Petition to Intervene. Case No. 8983.  | 11/04/2003 |
| <u>9</u>  | Cavalier Telephone Mid-Atlantic, LLC - Petition to Intervene. Case No. 8983.  | 11/04/2003 |
| <u>10</u> | AT&T Communications of Maryland, Inc. - Petition to Intervene. Case No. 8983.   | 11/04/2003 |
| <u>11</u> | Core Communications, Inc. - Petition to Intervene. Case No. 8983.   | 11/04/2003 |
| <u>12</u> | Z-Tel Communications, Inc. - Petition to Intervene. Case No. 8983.  | 11/04/2003 |
| <u>13</u> | KMC Telecom III, Inc. - Petition to Intervene. Case No. 8983.   | 11/04/2003 |
| <u>14</u> | A.R.C. Networks, Inc. d/b/a InfoHighway - Petition to Intervene. Case No. 8983.   | 11/04/2003 |
| <u>15</u> | US LEC of Maryland - a Request for Interested Person Status. Case No. 8983.   | 11/04/2003 |
| <u>16</u> | MCI - comments on the procedural process of the adoption by the Maryland Public Service Commission's FCC's Triennial Review Order. Case No. 8983. <u>See more.</u>  | 11/05/2003 |
| <u>17</u> | AT&T Communications of Maryland, Inc. - copy of model questions used in New York relating to the Triennial Review Order. Case No. 8983. <u>See more.</u>  | 11/05/2003 |
| <u>18</u> | Salomon Reporting Service, Inc. - stenographer's record - Hrg. Date 11/5/2003. Prehearing Conference, Volume I, Case No. 8983.  | 11/06/2003 |
| <u>19</u> | - Initial Service list. Case No. 8983.  | 11/07/2003 |
| <u>20</u> | Starpower Communications, LLC - Petition to Intervene. Case No. 8983.   | 11/07/2003 |
| <u>21</u> | ATX Licensing, Inc. - Petition to Intervene. Case No. 8983.   | 11/07/2003 |
| <u>22</u> | Steven A. Augustino - Motions for Admission Pro Hac Vice: Hazzard, Hendrickson and Moreilli filed with the Circuit Court for Baltimore City. Case No.8983.  | 11/10/2003 |
| <u>23</u> | Verizon Maryland Inc. - Motion for Admission Pro Hac Vice to admit Jennifer L. McClellan and William B. Petersen. Case No. 8983. <u>See more.</u>   | 11/13/2003 |
| <u>24</u> | - The Commission, Order No. 78791   | 11/17/2003 |
| <u>25</u> | - Letter to Parties w/copy of Order No. 78791. Case No. 8983.   | 11/17/2003 |
| <u>26</u> | - Revised Service list. Case No. 8983.  | 11/17/2003 |
| <u>27</u> | The Commission - a letter to parties of the Notice of Procedural Schedule. Case No. 8983.   | 11/17/2003 |

- 28 Steven A. Augustino, Esquire - Motions for Admission Pro Hac Vice for Hazzard, Hendrickson and Morelli. Case No. 8983. 11/17/2003
- 29 AT&T Communications of Maryland, Inc. - copies of the Protective Order Certification. Case No. 8983. 11/18/2003
- 30 Office of Staff Counsel - a letter urging the Commission to ensure that Parties who have signed the Protective Order are given access to the census data request responses and that the Commission serve each certified telecommunications carrier with a written Order obliging them to [See more](#). 11/20/2003
- 31 Hearing Examiner Division - a copy of its letter directing Verizon to provide AT&T's Counsel with a complete copy of its prefiled testimony including all proprietary information as well without delay. Case No. 8983. 11/20/2003
- 32 AT&T Communications of Maryland, Inc. - Protective Order Certification issued by E. Christopher Nurse, Michael A. McRae, Ivars V. Mellups, Tim O'Hara, Mark A. Keffer and Robert C. Barber on behalf of AT&T. Case No. 8983. 11/21/2003
- 33 Cable Telecommunications Association - its Protective Order Certification issued by the Commission as Order No. 78791 for Wayne O'Dell and John F. Conwell. Case No. 8983. 11/24/2003
- 34 MCI - copies of its Protective Order Certifications for Chana S. Wilkerson, Carl D. Giesy and Kimberly A. Wild. Case No. 8983. 11/25/2003
- 35 XO MD Inc. - Petition to Intervene. Case No. 8983. 12/02/2003
- 36 Steven A. Augustino of Kelley, Drye and Warren LLP - Motion for Admission Pro Hac Vice of Michael Hazzard, Heather Hendrickson and Genevieve Morelli to represent A.R.C Networks, Core, KMC Telecom III, Xspedius and Z-Tel. Case No. 8983. 12/04/2003
- 37 The Commission - Initial Data Request to All Maryland Local Exchange Carriers. Case No. 8983. [See more](#). 12/04/2003
- 38 Office of Staff Counsel - Motion to Compel Response from Starpower Communications LLC regarding TRO Implementation. Case No. 8983. [See more](#). 12/04/2003
- 39 Allegiance Telecom, Inc. - Protective Order Certifications executed by James I. Harlan, Kristin Shulman, Mark A. Sachiw, Lawrence E. Strickling and Donald Sussman. Case No. 8983. [See more](#). 12/05/2003
- 40 Office of Staff Counsel - Proprietary and Non-Proprietary versions of Staff's Motion to Compel Response from Verizon. Case No. 8983. [See more](#). 12/05/2003
- 41 Verizon Maryland Inc. - copies of Protective Orders executed by D. J. Collins, E. A. Dawson, J. R. Gilbert, R. J. Graves, M. B. Hammar, L. Hyer, W. B. Petersen, B. A. Silver, M. D. St. Clair, L. W. Walker and M. R. Willis. Case No. 8983. 12/05/2003
- 42 United States Department of Defense and all Other Federal Executive Agencies (DoD/FEA) - copies of the executed Protective Order Certifications of Mr. Harry Gildea and Mr. Peter Q. Nyce, Jr. pursuant to Commission's Order No. 78791. Case No. 8983. 12/08/2003
- 43 AT&T Communications of Maryland, Inc. - its Protective Order Certification for Robert Kirchberger and Glenn Stover. Case No. 8983. 12/08/2003
- 44 Office of People's Counsel - its Protective Order Certification on behalf of T.V. Czarski, D. Gabel, S. M. Guthorn, E. K. Ralph and S. Burns. Case No. 8983. 12/08/2003
- 45 The Commission - a copy of the Commission's November 17, 2003 Notice of Procedural Schedule which was inadvertently omitted from the December 4, 2003 filing. Case No. 8983. 12/08/2003
- 46 Sprint Communications Company L.P. - copies of the Protective Order Certification signed by its representatives Mark C. Hunter, Linda K. Gardner, James Appleby and Julie Ward. Case No. 8983. 12/09/2003
- 47 Verizon Maryland Inc. - Protective Order Certifications executed by David Hill, Donna M. McTague, Jennifer L. McClellan and Julia M. Joyce. Case No. 8983. 12/10/2003



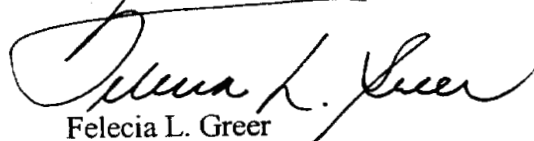
<u>48</u>	Verizon Maryland Inc. - letter requesting clarification of the Initial Data Request concerning both the high capacity loop and transport questions and to request an extension of time for responding to the switching questions and filing a high-capacity loop case. Case No. 8983.	12/12/2003
<u>49</u>	AboveNet Communications, Inc. - a request for a one-week extension to December 22, 2003 to submit its Reply to the Commission's Initial Data Request. Case No. 8983.	12/12/2003
<u>50</u>	ATX Licensing, Inc. - Notice of Entry of Appearance. Case No. 8983.	12/16/2003
<u>51</u>	Hearing Examiner Division - Letter to Verizon Maryland Inc. granting its request for clarification that it was not required to respond to the Commission's Initial Data Request. Case No. 8983.	12/16/2003
<u>52</u>	Office of Staff Counsel - Letter objecting Verizon Maryland Inc.'s request for an extension of time for filing its case regarding high capacity loops. Case No. 8983.	12/16/2003
<u>53</u>	Verizon Maryland Inc. - Protective Order Certifications of Nicholas Vantzelfde, Wanda S. Worthy, Michael D. Lowe and Mary L. Coyne. Case No. 8983.	12/16/2003
<u>54</u>	Cavalier Telephone Mid-Atlantic, LLC - Protective Order Certifications by Richard Stubbs, Jr., Stephen Perkins and Michael Barranco. Case No. 8983.	12/17/2003
<u>55</u>	Cavalier Telephone Mid-Atlantic, LLC - Motion for Special Admission of Out-of-State Attorney Richard Stubbs. Case No. 8983.	12/17/2003
<u>56</u>	Verizon Maryland Inc. - Protective Order Certifications executed by Patricia Chiaro, Ross Riddles, Philip Grutzmacher, Rosemary Spell, Ronita Mathias and Gloria Bell. Case No. 8983.	12/17/2003
<u>57</u>	AT&T Communications of Maryland, Inc. - Motion to Overrule Objections and to Compel Responses to its First Set of Data Request to Verizon Maryland Inc. Case No. 8983. <u>See more.</u>	12/18/2003
<u>58</u>	AT&T Communications of Maryland, Inc. - Protective Order Certifications of Michael Baranowski, Frank O'Connor and Mark D. Champney. Case No. 8983.	12/19/2003
<u>59</u>	MCI WORLDCOM Communications, Inc. - a Motion to compel responses from Verizon Maryland, Inc. <u>See more.</u>	12/19/2003
<u>60</u>	Donald P. Eveleth - a Notice of Procedural Schedule Modification. Case No. 8983.	D 12/22/2003
<u>61</u>	Verizon Maryland Inc. - are copies of Protective Order Certifications by Thomas M. Bausch, Steven E. Collins, Sandra L. Denmark, Gary Jamison and Kelley M. Milligan. Case No. 8983.	D 12/22/2003
<u>62</u>	Circuit Court of Maryland for Baltimore City - an Order granting Motion for Special Admission of out-of-state attorney, Richard Stubbs. Case No. 8983.	D 12/22/2003
<u>63</u>	Office of Staff Counsel - a Motion to Compel Response from Global Naps South, Inc.	D 12/22/2003
<u>64</u>	Office of Staff Counsel - additional material relating to the Motion to Compel Response from Global Naps South, Inc. <u>See more.</u>	D 12/22/2003
<u>65</u>	Office of Staff Counsel - Motion to Compel Response from Qwest Communications Corp. Case No. 8983. <u>See more.</u>	12/22/2003
<u>66</u>	MCI - Motion to Compel Responses from Starpower Communications, LLC. Case No. 8983. <u>See more.</u>	12/23/2003
<u>67</u>	Verizon Maryland Inc. - its Response to AT&T Communications of Maryland, LLC's Motion to Overrule Objections and to Compel Responses to its First Set of Data Request to Verizon Maryland Inc. Case No. 8983.	12/24/2003
<u>68</u>	Verizon Maryland Inc. - copies of Protective Order Certifications executed by Maryellen Langstine, Marion Jordan and C. M. Peduto, II. Case No. 8983.	12/29/2003
<u>69</u>	Hearing Examiner Division - a letter to parties concerning the direction given regarding AT&T's December 18, 2003 Motion to Overrule Objections and to Compel Responses by which an answer should be given by Wednesday, January 7, 2004. Case No. 8983.	12/29/2003

STATE OF MARYLAND  
PUBLIC SERVICE COMMISSION

IT IS, THEREFORE, this 17<sup>th</sup> day of November, in the year Two-Thousand and Three, by the Public Service Commission of Maryland,

**ORDERED** that this Protective Order is hereby adopted, effective upon its release.

By Direction of the Commission,



Felecia L. Greer  
Executive Secretary

FLG:nrm